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Paper No. 5

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JAN 06 2004

**OFFICE OF PETITIONS**

In re Application of  
Mei-Li Chuang Chien, et al.  
Application No. 09/887, 044  
Filed: June 25, 2001  
Attorney Docket No. N/A

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed December 11, 2003, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "**Renewed Petition under 37 CFR 1.137(b)**." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

The petition for revival of an application for patent abandoned unintentionally under 37 CFR 1.137(b) submitted on December 11, 2003 was signed by one inventor. All communications must be signed by all three inventors. 37 CFR 1.33(b) states:

"Amendments and other papers filed in the application must be signed by: (1) An attorney or agent of record appointed in compliance with § 1.34(b); (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a); (3) The assignee of record of the entire interest, if there is an assignee of record of the entire interest; (4) An assignee of record of an undivided part interest, and any assignee(s) of the remaining interest and any applicant retaining an interest, if there is an assignee of record of an undivided part interest; or (5) All of the applicants (§§ 1.42, 1.43 and 1.47) for patent, unless there is an assignee of record of the entire interest and such assignee has taken action in the application in accordance with §§ 3.71 and 3.73."

Further correspondence with respect to this matter should be addressed as follows:

By mail:                   Mail Stop PETITION  
                              Commissioner for Patents  
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Telephone inquiries concerning this decision should be directed to the undersigned at  
(703) 306-5594.



Retta Williams  
Petitions Examiner  
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Office of the Deputy Commissioner  
for Patent Examination Policy